



REGISTRAR OF REGULATIONS
06 JUN 15 AM 11:43

COMMONWEALTH of VIRGINIA

Department of Health
DIVISION OF SHELLFISH SANITATION
109 Governor Street, Room 614-B
Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 042-131, BLACKWATER AND DAVIS CREEKS

EFFECTIVE 26 JUNE 2006

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 042-131, Blackwater and Davis Creeks," effective 16 August 2005, is cancelled effective 26 June 2006.
2. The shellfish condemnation area Number 042-131, shown as Sections A, B and C, is established, effective 26 June 2006. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Blackwater and Davis Creeks, Condemned Shellfish Area Number 042-131, 26 June 2006" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 042-131

- A. The condemned area shall include all of Greenmansion Cove and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°25'29.5", -76°24'17.5") and map coordinate (37°25'29.8", -76°24'08.2").
- B. The condemned area shall include all of Oakland Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°25'27.0", -76°24'00.4") and map coordinate (37°25'19.3", -76°23'58.9").
- C. The condemned area shall include that portion of Davis Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°23'52.9", -76°25'12.9") and map coordinate (37°23'53.3", -76°25'15.7").

Recommended by:

REC / *Robert W. Hilde*
Director, Division of Shellfish Sanitation

Ordered by:

Robert B. Storer
State Health Commissioner

06/15/2006
Date

VDH VIRGINIA
DEPARTMENT
OF HEALTH
Protecting You and Your Environment

www.vdh.virginia.gov/shellfish

**Virginia Department of Health
Blackwater and Davis Creeks
Condemned Shellfish Area
Number 042-131
26 June 2006**

